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ALEXANDRIA, VA

AO 89 (Rev. 08/09) Subpoena to Testify at a Hearing or Trial in a Criminal Case

# UNITED STATES DISTRICT COURT

for the

Eastern District of Virginia

United States of America
v.
TC MEDICAL GROUP, et al.
*Defendant*

Case No. 1:14-CR-397 (AJT)

## SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE

To: VISA Inc.
900 Metro Center Blvd
Foster City CA 94404

**YOU ARE COMMANDED** to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

| Place of Appearance: United States District Court<br>401 Courthouse Square<br>Alexandria, VA 22314 | Courtroom No.: 701 |
|---|---|
| | Date and Time: February 25, 2015 at 10:00 a.m. |

You must also bring with you the following documents, electronically stored information, or objects *(blank if not applicable)*:

SEE ATTACHMENT

*(SEAL)*

Date: 12/17/2014

*CLERK OF COURT*

*Signature of Clerk or Deputy Clerk*

The name, address, e-mail, and telephone number of the attorney representing *(name of party)* the United States of America, who requests this subpoena, are:

Alexander T.H. Nguyen, AUSA
2100 Jamieson Avenue
Alexandria, VA 22314
(703) 299-3700

PRAECIPE FOR SUBPOENA

IN THE UNITED STATES DISTRICT COURT FOR THE

EASTERN DISTRICT OF VIRGINIA

Alexandria Division

| | | |
|---|---|---|
| UNITED STATES OF AMERICA | ) | |
| | ) | |
| v. | ) | Crim No. 1:14-CR-397 (AJT) |
| | ) | |
| TC MEDICAL GROUP, et al. | ) | |

It is respectfully requested that the Clerk of said Court issue the subpoena as indicated below for appearance before said Court at Alexandria, Virginia in United States District Court at 10:00 o'clock a.m., on the 25th day of February 2015 then and there to testify on behalf of the United States:

Subpoena to Visa for account records under the name David E. Burke.

This 17th day of December, 2014

Respectfully submitted,

DANA J. BOENTE
UNITED STATES ATTORNEY

By: ______________________
Alexander T.H. Nguyen
Assistant United States Attorney

Subpoena issued: ____________________, 20___ .

**U. S. Department of Justice**

United States Attorney

Eastern District of Virginia

*Justin W. Williams United States Attorney's Building*
*2100 Jamieson Avenue*
*Alexandria, Virginia 22314*
*(703) 299-3700*

December 17, 2014

VISA Inc.
900 Metro Center Blvd
Foster City CA 94404

Re: United States v. TC Medical Group, et al.
Criminal No. 1:14cr397

To Whom It May Concern:

Enclosed please find a subpoena issued by the United States District Court for the Eastern District of Virginia directing you to produce certain records in the above-referenced criminal case by February 25, 2015.

If you wish, you may deliver the requested documents to AUSA Alexander Nguyen, United States Attorney's Office, 2100 Jamieson Ave, Alexandria, VA 22314. I am enclosing a sample Certificate of Authenticity of Domestic Business Records Pursuant to Federal Rule of Evidence 902(11). Early production of the requested documents and completion of the Certificate may obviate the need for your appearance.

Should you have any questions, please contact me at (703) 299-3700. Thank you for your assistance in this matter.

Very truly yours,

Dana J. Boente
United States Attorney

By: ______________________
Alexander T.H. Nguyen
Assistant United States Attorney

Enclosures

**CERTIFICATE OF AUTHENTICITY OF DOMESTIC BUSINESS RECORDS PURSUANT TO FEDERAL RULE OF EVIDENCE 902(11)**

I, ______________________________ (name), attest under penalties of perjury (or criminal punishment for false statement or false attestation) that I am employed by ____________________________________ (business), and that my official title is ____________________________________ (title). I am a custodian of records for such business entity. I state that each of the records attached hereto is the original record or a true duplicate of the original record in the custody of ____________________________________ (business), and that I am the custodian of the attached records consisting of __________ pages. I have provided the following records to the United States:

______________________________________________________________________________

______________________________________________________________________________

______________________________________________________________________________

______________________________________________________________________________

______________________________________________________________________________

_________________________________________________________________________

I further state that:

A. All records attached to this certificate were made at or near the time of the occurrence of the matters set forth, by, or from information transmitted by, a person with knowledge of those matters;

B. Such records were kept in the course of a regularly conducted business activity of ____________________________________ (business); and

C. Such records were made by ____________________________________ (business) as a regular practice.

I further state that this certification is intended to satisfy Rule 902(11) of the Federal Rules of Evidence.

____________________________________

(Signature)

____________________________________

(Date)

____________________________________

(Address)

____________________________________

(Phone)